

By: Gonzales of Williamson

H.B. No. 4118

A BILL TO BE ENTITLED

AN ACT

relating to programs and fees administered by the Department of  
Agriculture

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section [12.0144](#), Agriculture Code, is amended to  
read as follows:

Sec. 12.0144. FEE SCHEDULE; LIMIT ON INCREASE. (a) The  
department shall by rule adopt a schedule for all fees set by the  
department under this code. Except for those activities exempted  
in the General Appropriations Act, the department shall set fees in  
an amount which offsets, when feasible, the direct and indirect  
state costs of administering its regulatory activities.

(b) Notwithstanding any other law, the department may not in  
a state fiscal year increase any fee set by the department by an  
amount that exceeds 10 percent of the amount of the fee at the end of  
the preceding state fiscal year.

SECTION 2. This Act takes effect immediately if it receives  
a vote of two-thirds of all the members elected to each house, as  
provided by Section [39](#), Article III, Texas Constitution. If this  
Act does not receive the vote necessary for immediate effect, this  
Act takes effect September 1, 2017.